

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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RICKIE HILL,

Case No. 2:21-cv-01027-GMN-NJK

Plaintiff,

ORDER

v.

VANDINE,

Defendant.

This action began with a pro se civil rights complaint filed pursuant to 42 U.S.C. § 1983 by a person in the custody of the Nevada Department of Corrections. Plaintiff has submitted an application to proceed *in forma pauperis*. Docket No. 1. Based on the financial information provided, the Court finds that Plaintiff is unable to prepay the full filing fee in this matter.

For the foregoing reasons, **IT IS ORDERED** that:

1. Plaintiff's application to proceed *in forma pauperis*, Docket No. 1, is **GRANTED**. Plaintiff shall not be required to pay an initial installment of the filing fee. In the event that this action is dismissed, the full filing fee still must be paid pursuant to 28 U.S.C. § 1915(b)(2).

2. The movant herein is permitted to maintain this action to conclusion without the necessity of prepayment of any additional fees or costs or the giving of security therefor.

3. Pursuant to 28 U.S.C. § 1915(b)(2), the Nevada Department of Corrections shall pay to the Clerk of the United States District Court, District of Nevada, 20% of the preceding month's deposits to Plaintiff's account (Rickie Hill, # 87052), in the months that the account exceeds \$10.00, until the full \$350.00 filing fee has been paid for this action. The Clerk of the Court shall **SEND** a copy of this order to the Finance Division of the Clerk's Office. The Clerk of the Court shall also **SEND** a copy of this order to the attention of the Chief of Inmate Services for the Nevada Department of Corrections, P.O. Box 7011, Carson City, NV 89702.

1           4.       The Clerk of the Court shall electronically **SERVE** a copy of this order and a copy  
2 of Plaintiff's complaint, Docket No. 4, on the Office of the Attorney General of the State of Nevada  
3 by adding the Attorney General of the State of Nevada to the docket sheet. This does not indicate  
4 acceptance of service.

5           5.       Service must be perfected no later than **January 24, 2022**, pursuant to Fed. R. Civ.  
6 P. 4(m).

7           6.       Subject to the findings of the screening order, Docket No. 3, no later than  
8 **November 16, 2021**, the Attorney General's Office shall file a notice advising the Court and  
9 Plaintiff of: (a) the names of the defendants for whom it accepts service; (b) the names of the  
10 defendants for whom it does not accept service, and (c) the names of the defendants for whom it  
11 is filing the last-known-address information under seal. As to any of the named defendants for  
12 whom the Attorney General's Office cannot accept service, the Office shall file, under seal, but  
13 shall not serve the inmate Plaintiff the last known address(es) of those defendant(s) for whom it  
14 has such information. If the last known address of the defendant(s) is a post office box, the  
15 Attorney General's Office shall attempt to obtain and provide the last known physical address(es).

16           7.       If service cannot be accepted for any named defendant, Plaintiff shall file a motion  
17 identifying the unserved defendant, requesting issuance of a summons, and specifying a full name  
18 and address for the defendant. For any defendant as to which the Attorney General has not  
19 provided last-known-address information, Plaintiff shall provide the full name and address for the  
20 defendant.

21           8.       If the Attorney General accepts service of process for any named defendant, such  
22 defendant shall file and serve an answer or other response to the complaint no later than **December**  
23 **27, 2021**.

24           9.       Henceforth, Plaintiff shall serve upon defendant or, if an appearance has been  
25 entered by counsel, upon their attorney(s), a copy of every pleading, motion or other document  
26 submitted for consideration by the Court. Plaintiff shall include with the original document  
27 submitted for filing a certificate stating the date that a true and correct copy of the document was  
28 mailed or electronically filed to the defendants or counsel for the defendants. If counsel has

1 entered a notice of appearance, Plaintiff shall direct service to the individual attorney named in the  
2 notice of appearance, at the physical or electronic address stated therein. The Court may disregard  
3 any document received by a district judge or magistrate judge which has not been filed with the  
4 Clerk, and any document received by a district judge, magistrate judge, or the Clerk which fails to  
5 include a certificate showing proper service.

6 DATED: October 26, 2021.

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10 NANCY J. KOPPE  
11 UNITED STATES MAGISTRATE JUDGE  
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